

STATE BOARD OF PHARMACY
STATE OF MISSOURI

MISSOURI BOARD OF PHARMACY,

Petitioner,

v.

Case No. 2006-006508-V2

LAWRENCE E. SCHREIBER, R.Ph.,

Respondent

**FINDINGS OF FACT, CONCLUSIONS OF LAW
AND DISCIPLINARY ORDER**

This matter appears before the Missouri Board of Pharmacy pursuant to a Complaint of Violation of Disciplinary Order, following an Order of the Missouri Board of Pharmacy regarding LAWRENCE E. SCHREIBER, R.Ph., which was admitted into evidence as part of Petitioner's Exhibit A.

Findings of Fact

1. The Board set this matter for hearing and served notice of the disciplinary hearing upon respondent.
2. Pursuant to notice and Section 621.110, RSMo, this Board held a hearing on July 11, 2007, at the Courtyard by Marriott, 3301 LeMone Industrial Boulevard, Columbia, Missouri, for the purpose of determining the appropriate disciplinary action against the pharmacist license of respondent. LAWRENCE E. SCHREIBER appeared in person and without counsel. The Board was represented by Rob Angstead.
3. All Board members, except Pamela Marshall, were present throughout the disciplinary hearing.
4. The Missouri Board of Pharmacy ("Board") is an agency of the state of Missouri created and established pursuant to Section 338.110, RSMo 2000, for the purpose of executing and enforcing the provisions of Chapter 338, RSMo.
5. Respondent is licensed by the Board, License No. 028591, which license was current and active at the time of the incidents which form the basis of the charge.
6. The previous Order dated March 11, 2002, had certain provisions regarding the period of probation, among the following:

A. Schreiber shall comply with all provisions of Chapter 338, Chapter 195, and all applicable federal and state drug laws, rules and regulations and with all federal and state criminal laws. "State" here includes the State of Missouri and all other states and territories of the United States. (Page 5 of that previous Order).

B. Schreiber completed a total of 27 continuing education hours for the reporting period of September 1, 2004, and August 31, 2006. Respondent was required to complete at least fifteen (15) hours of continuing education hours during each twelve (12) month period immediately preceding the date of application for renewal of his license.

7. The previous Order required Schreiber to complete an alcohol/substance abuse counseling program approved by the Board, to cause an ongoing treatment evaluation be submitted to the Board semi-annually from a Board approved chemical dependency professional, to submit evidence to the Board of his attendance at Alcohol Anonymous, Narcotics Anonymous or other support group meeting, and to submit ongoing reports from the program to the Board. However, respondent failed to comply with any of these terms.

8. The previous Order provides that if the Board determines that the Licensee has violated a term or condition of this settlement agreement, which violation would also be actionable in a proceeding before the AHC or the circuit court, the Board may elect to pursue any lawful remedies or procedures afforded it and is not bound by this settlement agreement in its determination of appropriate legal actions concerning that violation. (Page 12 of the previous Order).

9. The previous Order also provides that no additional order shall be entered by the Board pursuant to the preceding paragraph without notice and an opportunity for a hearing before the Board in accordance with the provisions of Chapter 536, RSMo. (Page 12 of the previous Order).

Conclusions of Law

10. The Board has jurisdiction over this proceeding in that the Complaint presents a case in which the Board must determine whether or not a licensee has violated a condition or conditions of a disciplinary order issued by the Board. State Board of Registration for the Healing Arts v. Masters, 512 S.W.2d 150, 160-161 (Mo. App., K.C.D. 1974).

11. The Board has jurisdiction pursuant to Section 338.055.3 RSMo to take disciplinary action against respondent in that respondent has violated the previous Order.

12. Respondent's license to practice as a pharmacist, numbered 028591, is subject to revocation, suspension, probation, or censure by the Board pursuant to the provisions of Section 338.055.2(6) and (13).

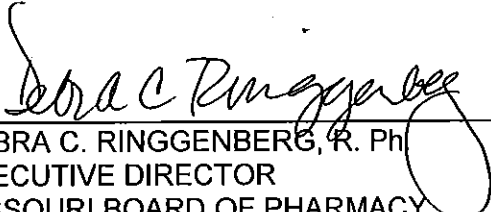
Disciplinary Order

THEREFORE, having considered all of the evidence before this body, and giving full weight to the previous Order presented to the Board, it is the ORDER of the Missouri Board of Pharmacy that the pharmacist license issued to respondent, numbered 028591, be REVOKED and Mr. Schreiber may not apply for reinstatement of his license for five years after the effective date of this Order, as provided in Section 338.067 RSMo. Respondent shall return all indicia of licensure, i.e., the original wall-hanging certificate, the computer generated 5" x 7" license, and the wallet card, to the Board office. This Order shall become effective ten (10) days from the date it is entered.

This document shall be maintained by the Board of Pharmacy as an open and public record of the Board as provided in Chapters 338, 610, 620, RSMo.

ENTERED THIS *22nd* DAY OF AUGUST, 2007

(BOARD SEAL)


DEBRA C. RINGGENBERG, R. Ph
EXECUTIVE DIRECTOR
MISSOURI BOARD OF PHARMACY